

JS 6

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

Alberto Llamel Lozano-Lozano,

Petitioner,

v.

United States of America,

Respondent.

Case No.: CR 09-1298 DSF
CV 11-3301 DSF

JUDGMENT

Pursuant to this Court's Order Denying Motion to Vacate, Set Aside, or
Correct Sentence Pursuant to 28 U.S.C. § 2255,

IT IS ORDERED AND ADJUDGED that this action is dismissed with
prejudice.

For the reasons stated in the Order, the Court finds that Petitioner has not
shown that "jurists of reason would find it debatable whether the petition states a
valid claim of the denial of a constitutional right and jurists of reason would find it
debatable whether the district court was correct in its procedural ruling." Slack v.
McDaniel, 529 U.S. 473, 484 (2000); see also Miller-El v. Cockrell, 537 U.S.
322, 336 (2003) (holding certificate of appealability will not issue unless
petitioner has made a substantial showing of the denial of a constitutional right);
28 U.S.C. § 2253.

Therefore, a certificate of appealability is denied.

4/9/12

Dated: _____



Dale S. Fischer
United States District Judge